continy this to be a age end ser so, copy of the indicated document as referred or transmitted to committee.

Chief Clerk of the House

By Rickett

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FILED FEB 4 1997 HB. No. 930

A BILL TO BE ENTITLED

AN ACT

relating to the examination of an applicant for an air conditioning and refrigeration contractor license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 3(e), Air Conditioning and Refrigeration Contractor License Law (Article 8861, Vernon's Texas Civil Statutes), is amended to read as follows:

- (e) The commissioner shall prescribe the method and content of examinations administered under this Act and shall set compliance requirements for the examinations. The examinations shall be offered at locations within the state determined by the commissioner [enly-in-Travis-County] and shall be offered on a monthly [quarterly] basis or more frequently as determined by the commissioner. The examination may be offered by computer at locations within the state determined by the commissioner.
 - SECTION 2. (a) This Act takes effect September 1, 1997.
- (b) The commissioner of licensing and regulation shall adopt rules under this Act not later than January 1, 1998.

SECTION 3. The importance of this legislation and the calendars in both houses create an crowded condition of imperative public necessity that the emergency and an constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Easthief clerk use only
Bill or Resolution Number: 930

A3290 Hodge	Date	A3845 McReynolds	Date	A4435 Shields	Date
A3295 Holzheauser	Date	A3840 Merritt	Date	A4445 Siebert	Date
A3300 Horn	Date	A3850 Moffat	Date	A4525 Smith	Date
A3315 Howard	Date	A3860 Moreno	Date	A4530 Smithee	Date
A3355 Hunter	Date	A3865 Mowery	Date	A4550 Solis	Date
A3360 Hupp	Date	A3885 Naishtat	Date	A4505 Solomons	Date
A3375 Isett	Date	A3895 Nixon	Date	A4515 Staples	Date
A3380 Jackson	Date	A3875 Oakley	Date	A4510 Stiles	Date
A3415 Janek	Date	A3880 Oliveira	Date	A4570 Swinford	Date
A3405 Jones, Delwin	Date	A3886 Olivo	Date	A4585 Talton	Date
A3400 Jones, Jesse	Date	A4010 Palmer	Date	A4605 Telford	Date
A3440 Junell	Date	A4070 Patterson	Date	A4630 Thompson	Date
A3460 Kamel	Date	A4180 Pickett	Date	A4635 Tillery	Date
A3475 Keel	Date	A4185 Pitts	Date	A4640 Torres	Date
A3480 Keffer	Date	A4110 Place	Date	A2730 Turner, Bob	– Date
A3465 King	Date	A4190 Price	Date	A4685 Turner, Sylvester	Date
A3485 Krusee	Date	A4200 Puente	Date	A4690 Uher	Date
A3490 Kubiak	Date	A4230 Rabuck	Date	A4720 Van de Putte	Date
A3450 Kuempel	Date	A4210 Ramsay	Date	A4990 Walker	Date
A3510 Laney	Date	A4240 Rangel	Date	A4995 West	Date
A3605 Lewis, Glenn	Date	A4235 Raymond	Date	A5035 Williams	Date
A3600 Lewis, Ron	Date	A4245 Reyna, Arthur	Date	A5010 Williamson	Date
A3615 Longoria	Date	A4236 Reyna, Elvira	Date	A5000 Wilson	Date
A3620 Luna, Vilma	Date	A4260 Rhodes	Date	A5020 Wise	Date
A3715 Madden	Date	A4315 Rodriguez	Date	A5015 Wohlgemuth	Date
A3750 Marchant	Date	A4320 Roman	Date	A4980 Wolens	Date
A2700 Maxey	Date	A4370 Sadler	Date	A5005 Woolley	Date
A3665 McCall	Date	A4420 Seaman	Date	A5025 Yarbrough	Date
A3650 McClendon	Date	A4460 Serna	Date	A5040 Zbranek	Date

HOUSE 57 MM -7 FM 35 CA COMMITTEE REPORT SE COMMITMES

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By Pickett

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H.B. No. 930

A BILL TO BE ENTITLED

AN ACT

relating to the examination of an applicant for an air conditioning

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

and refrigeration contractor license.

5	SECTION 1. Section 3(e), Air Conditioning and Refrigeration
6	Contractor License Law (Article 8861, Vernon's Texas Civil
7	Statutes), is amended to read as follows:
8	(e) The commissioner shall prescribe the method and content
9	of examinations administered under this Act and shall set
10	compliance requirements for the examinations. The examinations
11	shall be offered at locations within the state determined by the
12	commissioner [only-in-Travis-County] and shall be offered on a
13	monthly [quarterly] basis or more frequently as determined by the
14	commissioner. The examination may be offered by computer at
15	locations within the state determined by the commissioner.
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19	SECTION 3. The importance of this legislation and the
20	crowded condition of the calendars in both houses create an
21	emergency and an imperative public necessity that the
22	constitutional rule requiring bills to be read on three several

days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT

The Honorable James E. "Pete" Laney Speaker of the House of Representatives

________absent

3/3/97

Sir:				
We, your COMMITTEE ON L				
to whom was referredback with the recommendatio	HB 930 on that it	have had the	e same under conside	eration and beg to report
() do pass, without amendment () do pass, with amendment () do pass and be not print	ment. nt(s). ed; a Complete Committee	Substitute is recomm	mended in lieu of the o	original measure.
(X) yes () no A fiscal n	ote was requested.			
() yes (X) no A crimina	al justice policy impact state	ement was requested	i.	
() yes (X) no An equal	ized educational funding in	npact statement was	requested.	
() yes (X) no An actua	rial analysis was requested	i .		
() yes (X) no A water of	development policy impact	statement was reque	ested.	
() yes (X) no A tax equ	uity note was requested.			
() The Committee recomme	ends that this measure be	sent to the Committe	e on Local and Conse	ent Calendars.
For Senate Measures: Hous	e Sponsor			
Joint Sponsors:		,	,	
The measure was reported fr	om Committee by the follow	wing vote: NAY	PNV	ABSENT
Wilson, Chair	X			
Kubiak, Vice-chair	Χ			
Goolsby	X			
Haggerty	X			
Hamric	Х			
Jones, D.	Х			
Pickett	Х			
Torres	入			
Yarbrough	X			
Total Q	aye	77	Wilson	
0	nay		- Wilson	
0_	present, not voting	CHAIR		

WITNESS LIST

HB 930 HOUSE COMMITTEE REPORT Licensing & Administrative Procedures Committee

February 17, 1997 - 10:30A
For: Jones, Nancy (TACCA)
On: Gunn, David (TDLR)

FISCAL NOTE 75th Regular Session

February 28, 1997

To:

Honorable Ron Wilson, Chair

Committee on Licensing & Administrative

Procedures House

Austin, Texas

IN RE: House Bill No. 930

By: Pickett

From: John Keel, Director

In response to your request for a Fiscal Note on HB930 (Relating to the examination of an applicant for an air conditioning and refrigeration contractor license.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by HB930-As Introduced FN Revision 1

Implementing the provisions of the bill would result in a net positive impact of \$5,598 to General Revenue Related Funds through the biennium ending August 31, 1999.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

Fiscal Analysis

This bill would require the agency to expand the number of examination locations and offerings for air conditioning and refrigeration licensees. These expansion locations would be determined by the commissioner. The expanded number of offerings would increase from quarterly to monthly or more frequently as determined by the commissioner. The bill also allows the examinations to be offered by computer.

The costs related to this bill are related to the increased frequency and locations of the air conditioning and refrigeration license examination. Currently, air conditioning and refrigeration examinations make up the majority of examinations administered by the agency. The agency assumes that 83 percent of the examination division's time is spent on air conditioning and refrigeration examinations (10 of 12 months).

Methodology

The agency assumes an additional 917 applications for examinations and examination retakes per year. The exam fee is \$50. At least 15 applicants will be examined per location. The agency assumes that the examination would be administered at one additional location per month, not multiple locations per month. The examination administration would require 1 staff employee and 1 contracted examiner at each administration of the examination. The costs for this function include salaries, professional services contracts, travel expenses, other exam administration costs such as exam room rental, and equipment expenses for computer administration.

The probable fiscal implications of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

Five Year Impact:

Fiscal Year	Total Exam Administration	Exam Fee Revenue at \$50 Per	Change in Number of State	
	Costs	Exam	Employees from FY 1997	
	Probable Savings/(Cost) from	Probable Revenue Gain/(Loss)		
	General Revenue Fund	from General Revenue Fund		
	0001	0001		
1998	(\$45,811)	\$45,850	1.0	
1999	(40,291)	45,850	1.0	
2000	(40,291)	45,850	1.0	
2001	(40,291)	45,850	1.0	
2002	(40,291)	45,850	1.0	

Net Impact on General Revenue Related Funds:

The probable fiscal implication to General Revenue related funds during each of the first five years is estimated as follows:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
1998	\$39
1999	5,559
2000	5,559
2001	5,559
2002	5,559

No fiscal implication to units of local government is anticipated.

Source:

Agencies: 452 Department of Licensing and Regulation

LBB Staff: JK, TH, RA

FISCAL NOTE 75th Regular Session

February 17, 1997

To:

Honorable Ron Wilson, Chair

Committee on Licensing & Administrative

Procedures House

Austin, Texas

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By: Pickett

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Biennial Net Impact to General Revenue Funds by HB930-As Introduced

Implementing the provisions of the bill would result in a net negative impact of (\$170,958) to General Revenue Related Funds through the biennium ending August 31, 1999.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

Fiscal Analysis

This bill would require the agency to expand the number of examination locations and offerings for air conditioning and refrigeration licensees. These expansion locations would be determined by the commissioner. The expanded number of offerings would increase from quarterly to monthly or more frequently as determined by the commissioner. The bill also allows the examinations to be offered by computer.

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CORRECTED

HOUSE COMMITTEE REPORT

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By Pickett

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H.B. No. 930

A BILL TO BE ENTITLED

AN ACT

relating to the examination of an applicant for an air conditioning

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

and refrigeration contractor license.

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9	of examinations administered under this Act and shall set
10	compliance requirements for the examinations. The examinations
11	shall be offered at locations within the state determined by the
12	commissioner [only-in-Travis-County] and shall be offered on a
13	monthly [quarterly] basis or more frequently as determined by the
14	commissioner. The examination may be offered by computer at
15	locations within the state determined by the commissioner.
16	SECTION 2. (a) This Act takes effect September 1, 1997.
17	(b) The commissioner of licensing and regulation shall adopt
18	rules under this Act not later than January 1, 1998.
19	SECTION 3. The importance of this legislation and the
20	crowded condition of the calendars in both houses create an
21	emergency and an imperative public necessity that the
22	constitutional rule requiring bills to be read on three several
23	days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT

The Honorable James E. "Pete" Laney Speaker of the House of Representatives

3/3/97

Sir:				
We, your COMMITTEE ON LIC	ENSING AND ADMINIS	STRATIVE PROCEE	DURES	
to whom was referredback with the recommendation t	HB	have had t	he same under conside	eration and beg to report
 (X) do pass, without amendme () do pass, with amendment(s () do pass and be not printed; 	s).	e Substitute is recon	nmended in lieu of the	original measure.
$(\cancel{\lambda})$ yes () no A fiscal note	was requested.			
() yes (X) no A criminal ju	ustice policy impact stat	ement was requeste	ed.	
() yes (X) no An equalize	d educational funding in	mpact statement was	s requested.	
() yes (X) no An actuarial	l analysis was requeste	d.		
() yes (X) no A water dev	elopment policy impact	statement was requ	iested.	
() yes (X) no A tax equity	note was requested.			
() The Committee recommend	ds that this measure be	sent to the Committ	ee on Local and Conse	ent Calendars.
For Senate Measures: House S	Sponsor			
Joint Sponsors:		,	,	
Co-Sponsors:				
The measure was reported from	Committee by the follo	wing vote:		
,	AYE	NAY	PNV	ABSENT
Wilson, Chair	<u> </u>			
Kubiak, Vice-chair	<u> </u>			
Goolsby	X			
Haggerty	<u> </u>			
Hamric	X			
Jones, D.	<u> </u>			
Pickett	X			
Torres				
Yarbrough	X			
				ſ
Total	aye nay present, not voting absent	CHAIR	Wilson	

BILL ANALYSIS

LICENSING & ADMINISTRATIVE PROCEDURES H.B. 930
By: Pickett 3-10-97
Committee Report (Unamended)

BACKGROUND

Currently, citizens across Texas who are interested in obtaining an Air Conditioning and Refrigeration Contractor license must travel to Travis County (Austin) in order to complete the test for their license. With technological advances, that expense to the citizen it totally unwarranted and the test can be conducted by many means, including the use of computers at remote locations.

PURPOSE

As proposed, H.B. 930 would grant authority to the Commissioner of the Department of Licensing and Regulation to offer the Air Conditioning and Refrigeration Contractor License exam by computer at locations throughout the state on at least a monthly basis.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does grant additional rulemaking authority to the Commissioner of the Department of Licensing and Regulation as stated in Section 1 of the bill amending Section 3(e), Air Condition and Refrigeration Contractor License Law (Article 8861, Vernon's Texas Civil Statutes).

SECTION BY SECTION ANALYSIS

Section 1. Amends Section 3(e), Air Conditioning and Refrigeration Contractor License Law (Article 8861, Vernon's Texas Civic Statutes).

Section 2. (a) Effective date: September 1, 1997

(b) Commissioner must adopt rules for this act by January 1, 1998.

Section 3. Emergency clause.

SUMMARY OF COMMITTEE ACTION

HB 930

February 17, 1997 10:30AM Considered in public hearing Testimony taken in committee Left pending in committee

March 3, 1997 10:30AM Considered in public hearing Reported favorably without amendment(s)

FISCAL NOTE 75th Regular Session

February 28, 1997

To:

Honorable Ron Wilson, Chair

Committee on Licensing & Administrative

Procedures

House

Austin, Texas

IN RE: House Bill No. 930

By: Pickett

From: John Keel, Director

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1998	(\$45,811)	\$45,850	1
1999	(40,291)	45,850	
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LBB Staff: JK, TH, RA

FISCAL NOTE 75th Regular Session

February 17, 1997

To:

Honorable Ron Wilson, Chair

Committee on Licensing & Administrative

Procedures House

Austin, Texas

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By: Pickett

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The probable fiscal implications of implementing the provisions of the bill during

By Pickett H.B. No. 930

A BILL TO BE ENTITLED

AN ACT

relating to the examination of an applicant for an air conditioning

3	and refrigeration contractor license.
4	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
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21	emergency and an imperative public necessity that the
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days in each house be suspended, and this rule is hereby suspended.

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(In the Senate - Received from the House April 11, 1997; April 14, 1997, read first time and referred to Committee on International Relations, Trade, and Technology; April 24, 1997, reported favorably by the following vote: Yeas 7, Nays 0; April 24, 1997, sent to printer.) 1-1 1-2 1-3 1 - 41-5

A BILL TO BE ENTITLED AN ACT

relating to the examination of an applicant for an air conditioning and refrigeration contractor license.

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SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

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FAVORABLE SENATE COMMITTEE REPORT ON SJR SR HB HCR HJR 930 (Author/Senate Sponsor) 4-24-97 (date)

SB SCR SJR

Paper clip the original and one copy of this signed form to the original bill Retain one copy of this form for Committee files

INTERNA	TIONAL 1	RELAT	_ ~			
We, your Committee on TRADE,	AND TEC	HNOL	JGY	, to which wa	s referred the att	ached measure,
have on Hori 23, 1997 (date of hearing)	,	had the	same unde	r consideration	and I am instruc	cted to report it
back with the recommendation (s) that	it:					
(v) do pass and be printed						
() do pass and be ordered not printed						
(4) and is recommended for placement of	on the Loca	l and Ur	contested ?	Bills Calendar	•	
A fiscal note was requested.	(Y) yes	() no				
A revised fiscal note was requested.	() yes	() no				
An actuarial analysis was requested.	() yes	() no				
Considered by subcommittee.	() yes	() no				
The measure was reported from Commit	ttee by the	followin	g vote:			
			YEA/	NAY	ABSENT	PNV
Senator Carlos F. Truan, Chairman						
Senator John Carona, Vice-Chairman	·					
Senator Kenneth Armbrister			Y			
Senator Teel Bivins					V	
Senator Jon Lindsay					ļ	
Senator Steve Ogden			/			
Senator Bill Ratliff						
Senator Eliot Shapleigh					1	
Senator David Sibley					- V	
TOTAL VOTES			7	0	2	0
S260 Considered in public hearing S270 Testimony taken	COM	_(1)7Tn	uan	
COMMITTEE CLERK		CHA	IRMAN			

HB 930

Registering testifying on:
Denson, Pauline (Texas Department of Licensing and Regulation), Austin

Registering testifying for:

Jones, Nancy (Texas Air Conditioning Contractors Assn.) Austin

BILL ANALYSIS

Senate Research Center

H.B. 930 By: Pickett (Carona) International Relations, Trade & Technology 4-18-97 Engrossed

DIGEST

Currently, citizens across Texas who want to obtain an air conditioning and refrigeration contractor license must travel to Travis County (Austin) in order to complete the test for their license. There are concerns that this is an unwarranted and inconvenient requirement for many Texans who do not live in or near Travis County. This bill would require the examination for an air conditioning and refrigeration contractor license to be offered at locations within the state determined by the commissioner of the Department of Licensing and Regulation, on at least a monthly basis.

PURPOSE

As proposed, H.B. 930 requires examinations for an air conditioning and refrigeration contractor license to be offered within the state determined by the commissioner of the Department of Licensing and Regulation, rather than only in Travis County.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, and agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 3(e), Article 8861, V.T.C.S. (Air Conditioning and Refrigeration Contractor License Law), to require the examination administered under this Act to be offered at locations within the state determined by the commissioner of the Department of Licensing and Regulation, rather than only in Travis County, and to be offered on a monthly, rather than quarterly, basis or more frequently as determined by the commissioner. Authorizes the examination to be offered by computer at locations within the state determined by the commissioner.

SECTION 2. (a) Effective date: September 1, 1997.

(b) Makes application of this Act prospective.

SECTION 3. Emergency clause.

FISCAL NOTE 75th Regular Session

April 17, 1997

To: Honorable Carlos F. Truan, Chair

Committee on International Relations, Trade

& Technology

Senate

Austin, Texas

IN RE: House Bill No. 930, As

Engrossed

By: Pickett

From: John Keel, Director

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Fiscal Analysis

This bill would require the agency to expand the number of examination locations and offerings for air conditioning and refrigeration licensees. These expansion locations would be determined by the commissioner. The expanded number of offerings would increase from quarterly to monthly or more frequently as determined by the commissioner. The bill also allows the examinations to be offered by computer.

The costs related to this bill are related to the increased frequency and locations of the air conditioning and refrigeration license examination. Currently, air conditioning and refrigeration examinations make up the majority of examinations administered by the agency. The agency assumes that 83 percent of the examination division's time is spent on air conditioning and refrigeration examinations (10 of 12 months).

Methodology

The agency assumes an additional 917 applications for examinations and examination retakes per year. The exam fee is \$50. At least 15 applicants will be examined per location. The agency assumes that the examination would be administered at one additional location per month, not multiple locations per month. The examination administration would require 1 staff employee and 1 contracted examiner at each administration of the examination. The costs for this function include salaries, professional services contracts, travel expenses, other exam administration costs such as exam room rental, and equipment expenses for computer administration.

The probable fiscal implications of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

Five Year Impact:

Fiscal	Fiscal Year Total Exam Administration Costs Probable Savings/(Cost) from General Revenue Fund 0001		Exam Fee Revenue at \$50 Per Exam Probable Revenue Gain/(Loss) from General Revenue Fund	Change in Number of State Employees from FY 1997	
199		(\$45,811)	\$45,850	•	1.0
199	-	(40,291)	45,850		1.0
200	-	(40,291)	45,850		1.0
200		(40,291)	45,850 ₄		1.0
200)2	(40,291)	45,850		1.0

Net Impact on General Revenue Related Funds:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
1998	\$39
1999	5,559
2000	5,559
2001	5,559
2002	5,559

No fiscal implication to units of local government is anticipated.

Source: Agencies: 452 Department of Licensing and Regulation

LBB Staff: JK, TH, RA



H.B. No. 930

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AN ACT

relating to the examination of an applicant for an air conditioning and refrigeration contractor license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

- SECTION 1. Section 3(e), Air Conditioning and Refrigeration Contractor License Law (Article 8861, Vernon's Texas Civil Statutes), is amended to read as follows:
- (e) The commissioner shall prescribe the method and content of examinations administered under this Act and shall set compliance requirements for the examinations. The examinations shall be offered at locations within the state determined by the commissioner [only-in-Travis-County] and shall be offered on a monthly [quarterly] basis or more frequently as determined by the commissioner. The examination may be offered by computer at locations within the state determined by the commissioner.
 - SECTION 2. (a) This Act takes effect September 1, 1997.
- (b) The commissioner of licensing and regulation shall adopt rules under this Act not later than January 1, 1998.
- SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and imperative public an necessity that the constitutional rule requiring bills to be read on three days in each house be suspended, and this rule is hereby suspended.

H.B. No.	930	
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A BILL TO BE ENTITLED AN ACT

By Hckett

Relating to the examination of an applicant for an air conditioning and refrigeration contractor license.

FEB 4 1997	_ Filed with the Chief Clerk
FEB 6 1997	Licensing & Administrative Procedures
MAR 3 1997	Reported favorably (action ded)
MAR 1 0 1997	Sent to Committee on (Calendars) MAR 27 1997 (SERECTED COMMITTEE REPORT (Lond & Sent To COMMITTEE ON CAUNDARS.
APR 9 1997	Read second time (comm. subst.) (amended); passed to third reading (failed) by a (non-record vote)
	Constitutional rule requiring bills to be read on three several days suspended (failed to suspend) by a vote of yeas, present, not voting
APR 1 0 1997	Read third time (amended); finally passed (falled to pass) by a (non-record vote)
APR 1 0 1997	Engrossed
APR 1 1 1997	_ Sent to Senate Shurron Caryler
OTHER HOUSE ACTION	ON: CHIEF CLERK OF THE HOUSE
APR 1 1 1997	_ Received from the House
APR 1 4 1997	INTERNATIONAL RELATIONS, Read and referred to Committee on TRADE & TR
APR 2 4 1997	Reported favorably
	Reported adversely, with favorable Committee Substitute; Committee Substitute read first time
	Ordered not printed
	Laid before the Senate
APR 2 8 1997	Senate and Constitutional Rules to permit consideration suspended by unanimous consent nays)
APR 2 8 1997	Read second time,, and passed to third reading by (unanimous consen) (a viva voce vote) (
APR 2.8 1997	Senate and Constitutional 3 Day Rules suspended by a vote of 31 yeas, 0 nays
APR 2 8 1997	
agnil 29, 1997	Returned to the House SECRETARY OF THE SENATE
OTHER SENATE ACT	YON.

APR 2 9 1997 Returned from the Senate (as substituted)

TOUSE OF REPRESENTATIVES